

DANIEL G. BOGDEN  
United States Attorney  
BRANDON C. JAROCK  
Assistant United States Attorney  
501 Las Vegas Blvd., South, Ste. 1100  
Las Vegas, Nevada 89101  
(702)388-6336 / Fax: (702)388-6698  
brandon.jarock@usdoj.gov

Attorney for Plaintiff

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

-oOo-

UNITED STATES OF AMERICA,	)	
	)	Case No.: 2:09-cr-303-RFB
Plaintiff,	)	
	)	MOTION TO CONTINUE STATUS
vs.	)	HEARING
	)	(First Request)
ERIC CHRISTIAN,	)	
	)	
Defendant.	)	
	)	
	)	

The United States of America, by and through DANIEL G. BOGDEN, United States Attorney, and BRANDON C. JAROCK, Assistant United States Attorney, hereby moves this Court to continue the status hearing currently scheduled for August 22, 2016, at the hour of 10:00 a.m., for 30 days, or to a date and time to be set by this Honorable Court.

This motion is entered into based upon the following:

1. On July 15, 2016, the defendant was taken into custody by local law enforcement as the result of two complaints being issued against him. *See* Attachments A and B. The defendant is currently being charged with Battery w/ Substantial Bodily Harm stemming from an incident that occurred in North Las Vegas. *See* Attachment A. He is also facing a felony charge for Extortion and a gross misdemeanor for Intimidation of a Public Officer. *See*

1 Attachment B. The defendant has made appearances in both matters and a competency  
2 evaluation has been ordered. *Id.* The defendant's next state court appearance is currently  
3 scheduled for August 12, 2016 at 9:00 a.m. to begin the competency evaluation process which  
4 can take anywhere between three weeks to three months depending on the defendant's mental  
5 health.

6 2. Additionally, both Government counsel assigned to the case will be out of the  
7 District on August 22, 2016 to travel to the DEA's Federal Pharmaceutical Drug Investigations  
8 and Prosecution Training, scheduled from August 23 – 25, 2016, in Dallas, Texas.

9 3. Prior to his arrest on July 15, 2016, the defendant has been an absconder from this  
10 Court thus resulting in the tolling of the Speedy Trial Clock. *See* Title 18, United States Code §  
11 3161(h)(3). The defendant has now been arrested on unrelated state charges and is subject to  
12 competency proceedings both excludable under the Speedy Trial Clock. *See* Title 18, United  
13 States Code §§ 3161(h)(1)(A) and (B).

14 4. This motion is not made for the purposes of delay and denial could result in  
15 unnecessary delays in the defendant's state court proceedings related to his mental health.

16 5. The additional time requested by this stipulation is excludable in computing the time  
17 within which the trial herein must commence pursuant to the Speedy Trial Act, § 3161(h)(7)(A),  
18 considering the factors under Title 18, United States Code §§ 3161(h)(7)(B).

19 6. This is the Government's first request for a continuance of a Status Hearing.

20 //

21 //

22 //

1 Dated this the 9th day of August, 2016.

2 Respectfully Submitted,

3 DANIEL G. BOGDEN  
4 United States Attorney

5 /s/ Brandon C. Jaroch  
6 BRANDON C. JAROCH  
7 Assistant United States Attorney  
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**CERTIFICATE OF SERVICE**

I certify that on this day I served a copy of the GOVERNMENT'S MOTION TO CONTINUE STATUS HEARING, upon the defendant by electronically filing said document via the CM/ECF system and by mail with the United States Postal Service to address:

Eric Christian  
Inmate #2644832  
Clark County Detention Center  
South Casino Center Blvd.  
Las Vegas NV, 89101

DATED: August 9, 2016

s/ Brandon C. Jaroch  
BRANDON C. JAROCH  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

-oOo-

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ERIC CHRISTIAN,

Defendant.

Case No.: 2:09-cr-303-RFB

ORDER

Based on the representations contained in the Government's motion and good cause appearing,

IT IS THEREFORE ORDERED that the Status Hearing currently scheduled for Monday, August 22, 2016 at 10:00 a.m., be vacated and continued to 9/23/2016 at the hour of 11:30 am, Courtroom 7C.

DATED this 19th of August, 2016.



RICHARD F. BOULWARE, II  
UNITED STATES DISTRICT JUDGE

# ATTACHMENT A

**15CRN001916-0000**

<b>Case Type</b>	CRIMINAL COMPLAINT NLV	<b>Action:</b>	BATTERY W/SUBSTANTIAL BODILY HARM
<b>Case Status:</b>	OPEN	<b>Status Date:</b>	10/21/2015
<b>File Date:</b>	10/21/2015	<b>Case Judge:</b>	TYRRELL, NATALIE L
<b>DCM Track:</b>		<b>Next Event:</b>	08/12/2016

All Information	Party	Charge	Ticket/Citation #	Event	Docket	Disposition
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**Party Information**

CHRISTIAN, ERIC LEON - DEFENDANT CR/TR

Disposition  
Disp Date

Alias

Party Attorney

[More Party Information](#)**Party Charge Information**

CHRISTIAN, ERIC LEON - DEFENDANT CR/TR

Charge # 1 : 50214 - FELONY BATTERY W/SUBSTANTIAL BODILY HARM

Original Charge 50214 BATTERY W/SUBSTANTIAL BODILY HARM (FELONY)

Indicted Charge  
Amended Charge  
DV Related?  
Modifiers  
Stage Date

Ticket #

ATN #

Tracking #

Place of Offense NORTH LAS VEGAS TOWNSHIP

Offense

Location

Date of Offense 09/01/2015

Complainant

[Sentencing Information](#)**Ticket/Citation #**

Citation # : - NORTH LAS VEGAS TOWNSHIP

Offense Date 09/01/2015

Agency NORTH LAS VEGAS POLICE DEPARTMENT

Officer  
Second Officer  
Complainant

Speed Cited

Speed Limit

Location

Insured/Proof

Accident N

Work Zone

Haz Mat

Points

Priors

License Taken N

BAC

Plate  
State  
Year  
Type

Style  
Color

Events				
Date/Time	Location	Type	Result	Event Judge
07/19/2016 08:30 AM	DEPARTMENT 2	FELONY ARRAIGNMENT NLV	ARRAIGNMENT HEARING HELD	TYRRELL, NATALIE L
07/20/2016 08:30 AM	DEPARTMENT 2	FELONY ARRAIGNMENT NLV	ARRAIGNMENT HEARING HELD	TYRRELL, NATALIE L
08/12/2016 09:00 AM	DISTRICT COURT DEPARTMENT 9	DISTRICT COURT ARRAIGNMENT NLV		

Docket Information			
Date	Description	Docket Text	Amount Owed
09/01/2015	BAIL AMOUNT	BAIL AMOUNT Charge #1: BATTERY W/SUBSTANTIAL BODILY HARM	
10/22/2015	ARREST WARRANT ISSUED	Complaint FILED. Arrest Warrant ISSUED TYRRELL, NATALIE L BAIL SET. ARREST WARRANT - CRIMINAL created on: 10/22/2015 For: CHRISTIAN, ERIC LEON Bond Amt: \$ 10,000.00	
10/22/2015	ALERT INFORMATION	ALERT INFORMATION ARREST WARRANT - CRIMINAL issued on: 10/22/2015 For: CHRISTIAN, ERIC LEON Bond Amt: \$ 10,000.00	
07/18/2016	ALERT INFORMATION	ALERT INFORMATION ARREST WARRANT - CRIMINAL served on: 07/15/2016 For: CHRISTIAN, ERIC LEON	
07/18/2016	SET FOR COURT APPEARANCE	SET FOR COURT APPEARANCE Event: FELONY ARRAIGNMENT NLV Date: 07/19/2016 Time: 8:30 am Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2  Result: ARRAIGNMENT HEARING HELD	
07/19/2016	OFFICERS PRESENT NLVJC DEPT 2	N.L. TYRRELL, JP CARA CAMPBELL, DDA O. GARCIA, CLK RECORDED BY JAVS/TS	
07/19/2016	ARRAIGNMENT HEARING HELD	ARRAIGNMENT HEARING HELD DEFENDANT PRESENT IN NLV CUSTODY COMPLAINT PRESENTED DEFENDANT REFUSES TO FILL OUT APPLICATION FOR COURT APPOINTED COUNSEL DEFENDANT REQUEST TO REPRESENT HIMSELF COURT BEGAN THE FARETTA CANVAS COURT WAS INFORMED BY JAIL STAFF THAT DEFENDANT HAS A POSSIBLE PSYCH ISSUE COURT REQUEST JAIL MEDICAL TO REVIEW DEFENDANTS STATUS AND INFORM THE COURT IF DEFENDANT NEEDS TO BE REFERRED TO DISTRICT COURT FOR EVALUATION PASSED FOR STATUS CHECK AND CONTINUED ARRAIGNMENT NLV \$10,000	



Date	Description	Docket Text	Amount Owed
		<p>The following event: FELONY ARRAIGNMENT NLV scheduled for 07/19/2016 at 8:30 am has been resulted as follows:</p> <p>Result: ARRAIGNMENT HEARING HELD Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2</p>	
07/19/2016	SET FOR COURT APPEARANCE	<p>SET FOR COURT APPEARANCE Event: FELONY ARRAIGNMENT NLV Date: 07/20/2016 Time: 8:30 am Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2</p>	
07/20/2016	OFFICERS PRESENT NLVJC DEPT 2	<p>N.L. TYRRELL, JP MARIA LAVELLE, DDA O. GARCIA, CLK RECORDED BY JAVS/TS</p> <p>TRACK 14</p>	
07/20/2016	ARRAIGNMENT HEARING HELD	<p>ARRAIGNMENT HEARING HELD</p> <p>DEFENDANT PRESENT IN NLV CUSTODY DUE TO THE COURTS INTERACTIONS WITH DEFENDANT YESTERDAY - CONCERNS WERE RAISED REGARDING DEFENDANTS COMPETENCY COURT REQUESTED MEDICAL STAFF TO INTERVIEW DEFENDANT REGARDING THIS ISSUE THE COURT WAS INFORMED THIS MORNING BY JAIL STAFF THAT THE DEFENDANT REFUSED TO SPEAK WITH MEDICAL STAFF COURT HAS BEEN UNABLE TO PROPERLY ARRAIGN DEFENDANT AS DEFENDANT IS BEING ARGUMENTATIVE AND CONSTANTLY TALKS OVER THE COURT DEFENDANT IS REFUSING LEGAL REPRESENTATION AND CONTINUES TO INTERRUPT COURT PROCEEDINGS AT THIS TIME THE COURT IS NOT ABLE TO CONTINUE WITH PROCEEDINGS ON COURTS OWN MOTION: REQUEST AND ORDER FOR COMPETENCY EVALUATION SIGNED IN OPEN COURT DEFENDANT BOUND OVER TO DISTRICT COURT FOR FURTHER PROCEEDINGS RE: COMPETENCY DEFENDANT TO APPEAR IN DISTRICT COURT 9 FOR COMPETENCY HEARING CCDC 10,000</p> <p>The following event: FELONY ARRAIGNMENT NLV scheduled for 07/20/2016 at 8:30 am has been resulted as follows:</p> <p>Result: ARRAIGNMENT HEARING HELD Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2</p>	
07/20/2016	SET FOR COURT APPEARANCE	<p>SET FOR COURT APPEARANCE Event: DISTRICT COURT ARRAIGNMENT NLV Date: 08/12/2016 Time: 9:00 am Judge: Location: DISTRICT COURT DEPARTMENT 9</p>	

**Case Disposition**

Disposition	Date	Case Judge
UNDISPOSED		TYRRELL, NATALIE L



# ATTACHMENT B

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Location : Justice Court [Help](#)

## REGISTER OF ACTIONS

### CASE No. 16F11723X

State of Nevada vs. CHRISTIAN, ERIC

§  
§  
§  
§  
§

Case Type: **Felony**  
 Date Filed: **07/14/2016**  
 Location: **JC Department 11**

#### PARTY INFORMATION

Defendant CHRISTIAN, ERIC

**Lead Attorneys**  
**Public Defender**  
*Public Defender*  
 702-455-4685(W)

State of  
Nevada

State of Nevada

#### CHARGE INFORMATION

Charges: CHRISTIAN, ERIC

1. Extortion [50619]
2. Intimidate pub off/others [52995]

**Statute**  
 205.320  
 199.300.3b

**Level**  
 Felony  
 Gross Misdemeanor

**Date**  
 07/05/2016  
 07/05/2016

#### EVENTS & ORDERS OF THE COURT

##### DISPOSITIONS

08/08/2016 (Judicial Officer: Goodman, Eric)  
 1. Extortion [50619]  
     Competency Bindover  
 2. Intimidate pub off/others [52995]  
     Competency Bindover

##### OTHER EVENTS AND HEARINGS

07/14/2016 CTRACK Track Assignment JC11  
 07/14/2016 Criminal Complaint  
 07/14/2016 Request For Arrest Warrant  
 07/14/2016 Filed Under Seal  
 07/14/2016 Declaration of Warrant Summons (Affidavit)  
 07/14/2016 Arrest Warrant Request (11:49 AM) (Judicial Officers Bonaventure, Joseph M., Bonaventure, Joseph M.)  
     Result: Arrest Warrant Issued  
 07/14/2016 Arrest Warrant Ordered to be Issued  
     Count 1 - 20,000/20,000 Count 2 - 5,000/5000  
 07/14/2016 Minute Order - Department 11  
 07/14/2016 Warrant Issued  
 07/14/2016 Warrant Cleared (Issued in Error)  
 07/14/2016 Warrant Issued  
 07/14/2016 Arrest Warrant Confidential  
 07/14/2016 Arrest Warrant - Face Sheet  
 07/14/2016 CTRACK Case Modified  
     Jurisdiction/DA;  
 07/21/2016 CTRACK Case Modified  
     ArrestDate/07/21/2016;  
 07/21/2016 Warrant Cleared  
 07/21/2016 Warrant Arrest Documents  
 07/22/2016 Warrant Service Slip  
 07/25/2016 CANCELED Arrest Warrant Return Hearing (7:30 AM) (Judicial Officer Goodman, Eric)  
     Vacated  
 07/25/2016 Initial Appearance (7:30 AM) (Judicial Officer Goodman, Eric)  
     In custody  
     Result: Matter Heard  
 07/25/2016 Initial Appearance Completed  
     Advised of Charges on Criminal Complaint, Waives Reading of Criminal Complaint  
 07/25/2016 Public Defender Appointed  
 07/25/2016 Bail Reset - Cash or Surety  
     Counts: 001; 002 - \$25,000.00/\$25,000.00 Total Bail  
 07/25/2016 Minute Order - Department 11  
 07/25/2016 Motion  
     Motion by Defendant to represent himself - Motion denied at this time  
 08/08/2016 Preliminary Hearing (9:00 AM) (Judicial Officer Goodman, Eric)  
     In Custody  
     Result: Bound Over  
 08/08/2016 Request for Evaluation for Competency  
     Request and Order filed in open Court  
 08/08/2016 Competency Bind Over to District Court

08/08/2016 *Request and Order for Competency Evaluation signed. Defendant conditionally bound over to District Court, re: Competency. Defendant to appear in District Court Department 9.*

08/08/2016 **Competency Court date set**  
*Aug 12 2016 9:00AM: in custody*

08/08/2016 **Bail Stands - Cash or Surety**  
*Counts: 001; 002 - \$25,000.00/\$25,000.00 Total Bail*

08/08/2016 **Minute Order - Department 11**